IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE SIDE

CRIMINAL APPLICATION NO. 3678 OF 2007

The State of Maharashtra .... Applicant

versus

Maruti Hindurao Patikl @ Kolate..... Respondent.

Shri A.S.Shitole APP for applicant.

CORAM; A.P. DESHPANDE, J.
DATED; 20TH NOVEMBER, 2007

P.C.;

1. By the present application, the prosecution is seeking leave to appeal against the judgment and order of acquittal of the accused. The 2nd Ad-hoc Addl.Sessions Judge, Kolhapur has acquitted the accused of the offence punishable under section 3(1)(xi) of the Scheduled Caste and Scheduled Tribes (Prevention of Atrocities) Act, 1989 and Sections 354, 451 and 506 of IPC.

2. Perused the judgment and order impugned. On appreciation of evidence, the court below has found that the prosecution has failed to establish that the accused has committed the offence beyond reasonable doubt. Hence passed the order of acquittal. Perused the judgment and order impugned. The same does not call for any interference. Hence leave sought to

appeal is rejected.